



## Employment Security Department

WASHINGTON STATE

Budget, Policy, & Communications Division/Contracts Office  
PO Box 9046 • Olympia, WA 98507-9046

Phone (360) 902-9387

July 28, 2008

To: Kyle Thiessen, Code Reviser  
Office of Financial Management  
Joint Administrative Rules Review Committee  
Agency Rules Coordinators:  
Department of Agriculture  
Department of Community, Trade, and Economic Development  
Department of Ecology  
Department of Fish and Wildlife  
Department of Health  
Department of Transportation  
Department of Corrections  
Recreation and Conservation Office  
Parks and Recreation

From: Pamela Ames, ESD Rules Coordinator 

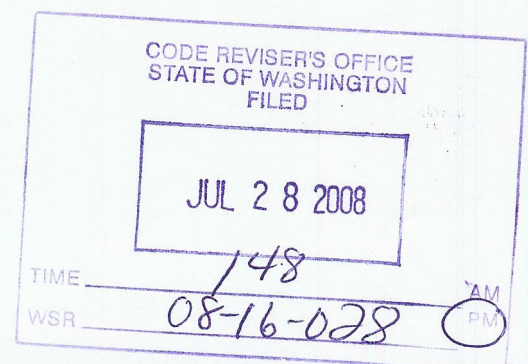
Subject: Employment Security Department's Semi-Annual Rule-Making Agenda  
(July 31, 2008 -January 31, 2009)

The attached is the Employment Security Departments semi-annual rule-making agenda for publication in the Washington State Register, pursuant to RCW 34.05.314. There may be additional rule-making activity not on the agenda as conditions warrant.

Please call me at (360) 902-9387, or email at [pames@esd.wa.gov](mailto:pames@esd.wa.gov) if you have questions.

Attachment: Rule Making Agenda (July -Jan. 2009)

cc: Joel Sacks, Assistant Commissioner, BPCD  
Victoria DeBoer, Fiscal Management





**Employment Security Department  
Unemployment Insurance Division**

**Semi-Annual Rule-Making Agenda (July 31, 2008 – January 31, 2009)**

WAC CHAPTER	SUBJECT	AGENCY CONTACT	TIMING	SCOPE OF RULE CHANGES
Chapter 192-220 and 230	Overpaid Unemployment Benefits	Juanita Myers (360) 902-9665	CR101 – 1/06 CR102 – 7/08 CR103 – 9/08	Amend rules concerning the definition of “equity and good conscience” as that term relates to waivers of overpayments and offers in compromise. Adopt rules outlining the policies for partial waivers of overpayments. Required by Court of Appeals decision in <i>Delagrave v. ESD</i> .
Title 192 WAC – Benefit Rules	Apprentices plus General review of UI benefit rules	Juanita Myers (360) 902-9665	CR101 – 4/08 CR103 (Emerg) – 6/08 CR102 – 9/08 CR103 – TBD	Implement 2008 legislation establishing good cause for claimants who quit work to enter approved apprenticeship program. General review and revision of existing UI benefit rules to incorporate case law, changes in policy and procedures, and to reflect longstanding agency practice. Topics include job separations, job search requirements, reporting requirements, training, educational employees, powers of attorney, and definition of terms.
Chapter 192-150	Voluntarily Leaving Work	Juanita Myers (360) 902-9665	CR101 – 7/08 CR103 (Emerg) – 7/08 CR102 – 11/08 CR103 - TBD	Implement the WA Supreme Court’s decision in the case of <i>Spain and Batey v. ESD</i> . The court held that the list of good cause reasons in the voluntary quit statute is not exclusive and that the department may rule that good cause is established in other circumstances. The rule will specify the factors the department will consider in determining whether good cause exists.